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## In the United States Patent and Trademark Office

Application Number: 10/614,366

Application Filed: July 7, 2003

Applicant: George J. Miao

Application Title: Spread Spectrum Based Multichannel Modulation for Ultra  
Wideband Communications

Examiner/GAU: Joseph Francis A. Dsouza/2611

Mailed: January 21, 2008

At: Cupertino, California

## Response to Notice of Abandonment

The Technology Center Handling the Application  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the Notice of Abandonment mailed on January 16, 2008, the applicant petitions to withdraw holding of abandonment based on failure to receive office action (MPEP 711.03(c) II and 37 CFR 1.181).

Applicant mailed the amendment C to the above application on August 11, 2007, which was received by USPTO on August 15, 2007. Applicant received a returned postcard with an USPTO stamp. Please see an enclosed copy of the returned postcard.

Since then, the applicant has not received the office communication. Applicant does not have a docket record and number since the applicant does not have an attorney for the above application. Applicant states that the original Notice of Allowance and Fee(s) Due were never received.

Applicant petitions to withdraw holding of abandonment based on failure to receive office action. Applicant requests that USPTO grants the petition and mails the Office action of the Notice of Allowance and Part B – Fee(s) transmittal form again.

Very respectfully,



George J. Miao

----- Applicant Pro Se -----

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**Certificate of Mailing.** I hereby certify that this correspondence, if any, will be deposited with the United States Postal Service by First Class Mail, postage prepaid, in an envelope addressed to "Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450" on the date below.

Date: January 21, 2008

Inventor's Signature: 



Amendment C (8 pages) in Application  
of George J. Miao, Ser. N. 10/614,366  
filed July 7, 2003, received today.





# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/614,366	07/07/2003	George J. Miao		7864
7590 GEORGE J. MIAO #A27 20400 VIA PAVISO CUPERTINO, CA 95014		01/16/2008 IAP 16 IAN 25 2008 PATENT & TRADEMARK OFFICE	EXAMINER DSOUZA, JOSEPH FRANCIS A	
			ART UNIT 2611	PAPER NUMBER PAPER
			MAIL DATE 01/16/2008	DELIVERY MODE PAPER

## Notice of Abandonment

This application is abandoned in view of:

1.  The applicant's failure to timely file a proper reply to the Office letter mailed on \_\_\_\_\_.
  - (a)  A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission date \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b)  A proposed reply was received on \_\_\_\_\_ but it does not constitute a proper reply under 37 CFR 1.113(a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of:
    - (1) a timely filed amendment which places the application in condition for allowance;
    - (2) a timely filed Notice of Appeal (with appeal fee);
    - (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c)  A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box e below).
  - (d)  No reply has been received.
2.  Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a)  The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission date \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b)  The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_.  
The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c)  The issue fee and publication fee, if applicable, has not been received.
3.  Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a)  Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Trasmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b)  No corrected drawing have been received.
4.  The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5.  The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6.  The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7.  The reason(s) below:

Petitions to revive under 37 CFR 1.137(a) or (b), or request to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

Telephone inquiries should be directed to the Office of Data Management at (571) 272-4200.